

February 2017

Land Grant Application- Colby, Samuel (Portland)

Samuel Colby

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Sam. Colby 74
Res. March 24, 1836. —

C

Filed June 3, 1836.

Admitted, I certificate
N. 100. Sp. July 27, 1836,

Recd the same I sent it
per mail to Rich. Treat
Binger July 27, 1836,

R Treat

I Samuel Colby of Portland in the County of Cumberland and State of Maine, aged *twenty three* years, do, upon oath, declare in order to obtain the benefit of a Resolve of the Legislature of Maine, passed March 24, 1836, entitled a "Resolve additional to a Resolve, passed March 17th, in the year of our Lord one thousand eight hundred and thirty-five, entitled 'Resolve in favor of certain Officers and Soldiers of the Revolutionary War, and the Widows of the deceased Officers and Soldiers,' " that I enlisted at *Bradford* in the

Commonwealth of Massachusetts in the year of our Lord one thousand and seven hundred & seventy nine, in the Massachusetts line, for nine months and was marched on to West Point and there joined the Continental Army; ~~that~~ in General Puttison's Brigade Col^d Benjamin Tupper's Regiment, Capt. Aaron Francis' Company. I served nine months in that Regiment; and in 1780 I enlisted for three years & joined the same Regiment & there served until I was regularly and honorably discharged.

I do further on oath declare that at the time of my said enlistment, I was an inhabitant of *Bradford* in the *Commonwealth of Massachusetts aforesaid*

and was on the 17th day of March, 1835, have been ever since, and am now an inhabitant of the State of Maine, residing in *Portland* aforesaid, where I have resided for *about fifty* years past. That neither I, nor any one claiming under me, has ever received a grant of Land, or money in lieu thereof, either from the Commonwealth of Massachusetts, or from the State of Maine for my said service, or any other service during the Revolutionary War, and that I am justly entitled to the benefit of said Resolve.

Samuel Colby

STATE OF MAINE.

Cumberland ss....Subscribed and sworn to this *tenth* day of *May* 183 *6*
BEFORE ME,
Woodbury Storrs
Justice of the Peace.

Know all Men by these Presents, That I

Samuel Colby of *Portland* in the County of *Cumberland* and State of Maine, being the same person by whom the preceding declaration was made, do hereby constitute and appoint *Richard Treat* of *Bangor* my true and lawful Attorney for me and in my name, to receive from the Land Agent of the State of Maine, such certificate as he may issue to me, in virtue of a Resolve of the said State, passed March 24, 1836, entitled a "Resolve additional to a Resolve passed March seventeenth in the year of our Lord one thousand eight hundred and thirty-five, entitled 'Resolve in favor of certain Officers and Soldiers of the Revolutionary War, and the Widows of the deceased Officers and Soldiers,'" to the benefit of which Resolve I am entitled. And my said Attorney is hereby authorized and empowered upon the receipt of said certificate, for me in my name, to execute such receipt or acknowledgment therefor, as I might, were I personally present.

HEREBY ratifying and confirming whatever my Attorney shall do by virtue hereof, Witness my hand and seal this *tenth* day of *May* A. D. 1836.

SIGNED, SEALED AND DELIVERED
IN PRESENCE OF

Woodbury Storey

Samuel Colby

STATE OF MAINE.

Cumberland

ss.

Be it Known, that on this *tenth* day of *May* 1836,

before the subscriber, a Justice of the Peace for said County, personally appeared *Samuel Colby* — above named, and acknowledged the foregoing power of Attorney by him signed, to be his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name the day and year last above mentioned.

Woodbury Storey

Justice of the Peace.

To The Honorable William Wedgery, one of the Associate Judges of the Circuit Court of Common Pleas for the first Eastern Circuit of the Commonwealth of Massachusetts. Respectfully shows, Samuel Colby of Portland in the Maine District, that he served as a private soldier in the war of the Revolution for the term of three years on the continental establishment, that he yet is a resident citizen of the United States at Portland aforesaid, and that by reason of your applicants reduced circumstances in life, he is in need of assistance from his country for support being now fifty five years of age. And your applicant farther represents, that in the service aforesaid, he belonged in his said capacity of a private soldier to Capt. Daniel Lunt's company of the tenth Regiment, commanded by Col: Benjamin Tupper of the Massachusetts line, that he entered said service on or about the first day of April one thousand seven hundred and eighty - and that he left said service on or about the first day of June one thousand seven hundred and eighty two having received an honorable discharge which discharge he has lost - Your applicant was also in the years 1778 & 1779, for the space of about seven teen months. Wherefore, inasmuch as your applicant, as he verily believes, comes under the provisions of the act, entitled "An Act to provide for certain persons engaged in the land and naval service of the United States in the Revolutionary war." he prays Your Honor to institute an enquiry into the circumstances of his case, and that such farther proceedings may be had touching the premises as are prescribed by law, in order that your applicant may be placed on the Pension list of the United States.

Dated at Portland, this } (Signed) Samuel Colby
18th day of April 1818 }

United States of America

Maine District Ct. Be it known, that on the eighteen day of April one thousand eight hundred and eighteen, personally came before me, William Widgery one of the Associate Judges of the Circuit Court of Common Pleas for the first Eastern Circuit of the Commonwealth of Massachusetts, resident at Portland, within the County of Cumberland, in said Maine District - the said Court being a Court of record of said State, Samuel Colby, the above named applicant, and made oath that the several statements by him made in the foregoing application by him signed are true. And the said Samuel Colby further offered in evidence the deposition of William Chadwick Esquire hereto subjoined.

Whereupon it does appear to the satisfaction of me the said Judge, that the said Samuel Colby served in the Revolutionary war as alleged in his application against the Common enemy, and that he is in reduced circumstances and needs the assistance of his Country for support. In Testimony whereof, I the said Judge, have hereto set my hand and caused the seal of the said ^{Circuit} Court of Common Pleas for the County of Cumberland, to be hereto affixed, this eighteenth day of April in the year of our Lord one thousand eight hundred, and eighteen, and of the Independence of the United States the forty second.

(Signed)

William Widgery

Associate Judge
of the Circuit Court
of Common Pleas for the
first Eastern Circuit
of the Commonwealth
of Massachusetts

I William Chadwick of the age of fifty years depose and say that Samuel Colby now present enlisted into the service of the United States in the Town of Bradford being at that time a neighbor of mine. The term of his enlistment as we then understood was for three years - as near as I recollect he was among the first discharged about the close of the war - He is now in needy circumstances having a few years since lost one of his legs. Signed,

William Chadwick

Subscribed and sworn to this
18th day of April 1818. Before me,

Wm. Widgery
Judge

I Daniel Saut of West Brooke in the District of Maine being now sixty eight years of age testify and say that in the year 1780 I was a Captain in Col. Supper's Regiment of the Massachusetts Line, that I am personally acquainted with Samuel Colby the within named applicant, that in 1780 I well remember said Colby belonged to our Regiment but I do not remember whether he belonged to my company, he was a waiter of Col. Supper. I remember his being in the Regiment as long as two years - When I marched the men in June 1782 to Boston who were discharged as enlisted during the war - I left him in the army then a waiter to Col. Supper. (Signed) Daniel Saut

Signed & sworn to before me, Wm. Widgery Judge
Oct. 15. 1818.

I Daniel Saut being now sixty nine years of age testify and say that from 1780 to the end of the war of the revolution I was a Captain in Col. Supper's Regt. of

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of the Massachusetts line, That in 1780 or 1781
I well remember that Samuel Colby with whom I am
now personally acquainted belonged to said Regi-
ment, He was a waiter to Col Tupper. I perfectly
by recollect that he continued in the Regiment
till the end of the war, he having served in the
Regiment above two years. In the month of June
1783 I was ordered to Boston with a detachment
of during the war men, and I then left said Colby
in the Regiment, I left at that time my muster
Rolls in the care of Capt. Marshall at Newbury
and he being ordered away to assist in quelling
the mutiny in the Pennsylvania line, the chest
containing my muster Rolls was lost, and I am not
able to recollect whether said Colby served in my
company or not. (Signed)

Daniel Lunt

District of Maine SS. Personally appeared
the above named Daniel Lunt and made
solemn oath that the deposition by him above
subscribed is true before me.
June 3. 1819. (Signed)

Ashur Ware

Jus. Peace

I Certify that the above named Lunt is a
credible ^{& disinterested} witness. (Signed)

Ashur Ware

Personally appeared Samuel Colby to me well known
and made oath in addition to which this is annexed
that he enlisted for six months and served that
term some time in the year 1780, and that he
re-enlisted some time in the year 1781 for the term
of three years and thinks and thinks he was mus-
tered in Captain Francis company in Col. Tupper's
Regiment,

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Regiment but that he was taken out by Col Tupper
for his waiter and served as such until he was dis-
charged which he thinks was some time in the
year 1782 or 1783. Col. Tupper having obtained
his discharge some short time before his enlistment,
had expired. (Signed)

Samuel Colby

Commonwealth of Massachusetts
Cumberland ss. July 26. th 1819.

Be it known that Samuel Colby the above named
applicant being the same Samuel Colby named
in the application taken before me on the 18th day
of April 1818 to which this is annexed, now personally
appears and makes oath that the above by him
subscribed is true according to his best knowledge
and belief. Whereupon, from a personal knowl-
edge of his reduced circumstances in life,
it does appear to my satisfaction that the said
Samuel is entitled according to this and what
he has stated in said original application

(Signed)

Wm Widgery

Judge of the

I James Glaus of the age of fifty eight years
now resident of Portland County of Cumberland
and State of Massachusetts, on oath declare that
I enlisted into the army of the United States
in the war of the Revolution for the period of three
years, that I enlisted in January 1781 and served
in the company commanded by Captain Simon
Jackson in Col. Tupper's Regiment until I was dis-
charged which I think was in October 1783, that
I well remember Samuel Colby now present being
at

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at that time in the same Regiment, That he was
waiter for Col. Tupper when I joined the Regiment
and remained as such until Col. Tupper left the
Regiment which I think was some time in the
month of June or July 1783, after which time I do
not recollect of seeing said Colby, but that I
knew him to serve more than two years in said
Regiment, that I have known him since his res-
idence in Portland for more than thirty years last
past. (Signed) his

Saml X Haude
mark

Subscribed and sworn to this 16th day of
November 1819. Before me.
(Signed) Wm Widgery

Commonwealth of Massachusetts
Cumberland, ss. I the Subscriber, Clerk of
the Courts in said County, certify that Hon.
William Widgery, is an Associate Justice of the
Circuit Court of Common Pleas, as stated in the
annexed certificate, and that his signature to
the same is his own proper signature.

In Testimony whereof, I do
hereby subscribe my name, and
affix the seal of said Court, this
second day of October A.D. 1818.

(Signed)

Geo. Bradbury



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I hereby certify that the foregoing pages numbered
from one to two inclusive are truly copied from the
originals on file in the Pension Office, War Department;
And I do further certify that it appears from a list of
final settlement certificates issued by John Peice Esq.
Pay Master General and Commissioner of the Army
accounts for the United States, deposited in said Office,
that Samuel Colby received two certificates as follows,
one dated 1st of March 1784 for \$80. due the 1st of January
1783. And one for \$53.30 due 1st of January 1784.

Ch. Fletcher

I certify that Charles Fletcher, who is employed by
the Land Agent of the State of Maine, under a Res-
olution of the Legislature of that State, approved by
the Governor on the 17th of March 1835, to obtain from
the Pension Office certain documents and records,
has made as full an examination in the case of
Samuel Colby as the Books and papers of said Office
will allow, according to the best of my judgment and
belief. Dated at the Pension Office, War Department
the 16th of July 1836.

J. L. Edwards
Commr of Pensions